## In the United States District Coast For the Middle District

James H. Williams (Plaintiffs)

Richard L. Spaide (Defendant)

Civil 10# 1:04-01-0280

(Judge Hane)
FILED
HABBISBURG. PA

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### Notion For Reconsideration

MARY EADYANDREA, CLERK

Plaintiffs James H. Williams. NY-8682 prose more this Court for Reconsideration of the Memorandum and order dated represent (Doc 51) on Plaintiffs claim of being deliberately indifference found Plaintiffs claim of being deliberately indifference found Plaintiffs gately when Defendant conspired to have Plaintiffs returned back on his unit after peinc threaten with bodily harm by Plaintiffs resulting in the other period of the peince threaten with bodily harm by Plaintiffs resulting in the other peince throaten with bodily harm by Plaintiffs resulting in the other peince throaten with bodily harm by Plaintiffs resulting in Unit after being threaten with bodily harm by Plaintiff's resulting in Plaintiff's being Assaulted with Elbowed by Defendant Richard L. Spaide. 2. Defendant's Metion for Summary judgment, should not have been arented on the ground. Plaintiff's failure to exhaust administrative remedies from February 8,1999 incident with Defendant Al Plaintiff's brief fir opposition to Detendant's Metion for Summary judgment, dated December 13,2004 pages 19 thru 29 with attachined Exhibits G thru J. Supports exhaustion of administrative Remedies contrary to Coort Memorandum order 2,9#3-5 resulted in clear error of haw and manifest injustice. Plaintiff's Exhibits does not stop at Exhibit G and pg 19 thru 21 on exhaustion claims.

3 h Concise brief in Support of this Motion will be submitted within ten (10) days, pursuant to local Rule 25 of Middle District of Pa.

wherefore, Memorandum and order should be reconsidered.

Date March 7,2005

Respectfully Submitted.

# In the United States District Court For the Middle District of Pennsylvania

James H. Williams (Plaintiffs)

Richard L. Spaide (Detendant)

Civil No# 1:cv-01-0280 (Judge Kane)

### Certification of pervice

that on March 7,2005. I perved a true and correct copy of the toregoing Motion for Recognideration by causing it to be deposited in the United States Mail First class postage pre-paid to:

Linda S. Lland (D.A.6)
office of Attorney General
Litigation Jection
15th Hoor Strawberry Square
Harrisburg, Pa. 17120

Nate March 7. 2005

Respectfully Subjusted
James Williams
Tames, Williams AY-8692
175 /Rogress Drive
Waynesburg, Pa. 15370

76: office of the clerk 215. District Court House. 228 windows St. P.O. Box 983 Harrisburg Pa. 17108 James Williams
175 Progress Dr Laynesburg, Pa. 15370

March 7, 2005

RE: Williams vs Spaide Civil No# 11cv-01-0280

Dear clerk;

Enclose please find one (1) original and two (2) copies of Motion for Reconsideration, with certificate of service.

2. Plaintiffs brief in Support of Motion for Reconsideration will be submitted within ten (10) days.

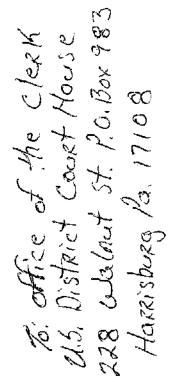
3 this motion is being submitted purxuant to this court Memorgadium and order dated February 28, 2005

Truly yours williams

12/1/Constant

175 Progress Drive Waynesburg, PA., 15370

### INMATE MAIL PA DEPT OF CORRECTIONS



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